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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JCS40 U.S. PTO
09/185318
11/03/98

In re Application of:

Reichert et al.

Serial No.: To be assigned

Filed: November 3, 1998

For: COMPOSITE WAVEGUIDE FOR
SOLID PHASE BINDING ASSAYS

Examiner: J. Ngo

Group Art Unit: 2874

Attorney Docket No.: 2978.1US

NOTICE OF EXPRESS MAILING

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INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record.

The present application is a continuation of application serial no. 08/705,893 filed on August 28, 1996 (now U.S. Patent 5,832,165), which is relied upon for its earlier filing date under 35 U.S.C. § 120.

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Information Disclosure Statement is not to be construed as a representation that a search has been made or an

admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56 (b) exists.

Pursuant to 37 C.F.R. § 1.98(d), a copy of any patent, publication or other information listed in the Information Disclosure Statement is not required to be provided if it was previously cited by or submitted to the office in a prior application, provided that the prior application is properly identified in the statement and relied upon for an earlier filing date under 35 U.S.C. § 120.

Accordingly, no copy of information marked with a pound sign (#) is enclosed because it was previously cited or submitted to the patent office in a prior application which is properly identified above, and is relied upon for an earlier filing date. The references are as follows:

DOCUMENTS

U.S. Patent Documents

<u>U.S. Patent No.</u>	<u>Issue Date</u>	<u>Inventor</u>
#4,857,273	8/15/89	Stewart
#Re. 33,064	09/19/89	Carter et al.
#4,880,752	11/14/89	Keck et al.
#5,081,012	01/14/92	Flanagan et al.
#5,156,976	10/20/92	Slovacek et al.
#5,166,515	11/24/92	Attridge
#5,344,784	09/06/94	Attridge

Foreign Patent Documents

<u>Document No.</u>	<u>Date</u>	<u>Country</u>
#0 517 516 A1	12/09/92	EP
#0 519 623 A2	12/23/92	EP

#Pursuant to 37 C.F.R. § 1.98(d), copies of the previously identified patents are not being provided since they were previously cited by or submitted to the Office in a prior application:

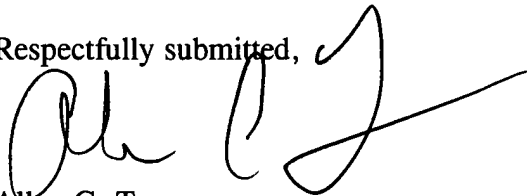
Serial No.: 08/705,893

Filed: August 28, 1996

For: COMPOSITE WAVEGUIDE FOR SOLID PHASE BINDING ASSAYS
which application is being relied upon for an earlier filing date under 35 U.S.C. § 120.

Applicants offer to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

Respectfully submitted,



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Date: November 3, 1998

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Enclosure: Form PTO-1449

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